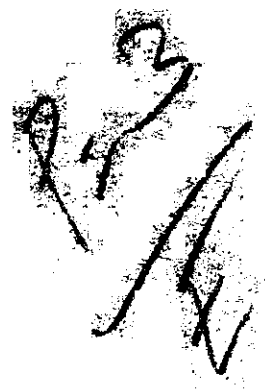
1950.

File No. O. Registration of Foreigners/50
Legal Department
A **BRANCH**

K

Subject:—

Opinions under the Registration of Foreigners Act, 1939



File No. O. Registration of Foreigners/50

Gen. 194 6.

570 - A

C O N T E N T S.

Legal Department File No. O. Registration of Foreigners /50.

Sr.No.	R.I./O.No.	Subject	Pages.
		Opinions under the Registration of Foreigners Act, 1939.	
1	O.No.2 8174/15-6-50	Question whether a certain Goanes is or is not exempt from Registration as a foreigners under the Registration of Foreigners Rules, 1939.	1-4

1717

K.S.R.
1717

Office of the R.L.A.

The question for the consideration of the R.L.A is whether Mr. Santana Piedade Cornelius Rodrigues, a Goanese, is or is not exempt from registration as an foreigner under the Registration of Foreigners Rules, 1939.

2. Mr. Rodrigues is a foreigner within the meaning of section 2(a) of the Registration of Foreigners Act 1939 as adapted. Under clause (i) of para 3 of the Registration of Foreigners (Exemption) Order, 1949, the provisions of the Registration of Foreigners Rules, 1939, except rule 8 and such of the provisions of rules 4,14,15x and 16 as apply to passengers and visitors who are not foreigners, do not apply to or in relation to any person of Asiatic birth who by any law for the time being in force is not required to obtain a visa for the purpose of entering India and who is a subject of any State having sovereignty over any territory of which the boundaries are coterminous with the boundries, external or internal, of India. Under this para therefore Mr. Rodrigues would not be obliged to register himself as a foreigner if he is not required to obtain a visa. Under para 2(ii) in Chapter I of the Visa Manual however persons domiciled in Portuguese Possessions in India are not required to be in possession of Visas if they enter India from those Possessions. Ordinarily Mr. Rodrigues, being domiciled in Goa would not be required to possess a visa; but he has not entered India from that Possession, but from Ceylon by air. He is therefore required to have a visa and therefore his case does not fall under the exemption in para 3(i) of the Registration of Foreigners (Exemption) Order, 1949. As stated by the Deputy Inspector General of Police, Railways .....

Railways and C. I. D. and the Provincial Registration Officer, Madras, Mr. Rodrigues would not be exempt from registration as a foreigner.

Id/- (P.M.L.)

Remembrancer of Legal Affairs.

U.R. to P.& S.D.No.8174,dated the 15th June 1950.

R.D.P.
7/7/56

S.C.